

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

June 20, 2003

DIVISION ONE

B165518 Los Angeles County, D.C.S.
 v.
 Martissa B.
 In re: Leonay B.

It is ordered that the trial court's February 27, 2003, Welfare and Institutions Code section 366.26 findings and orders terminating parental rights are reversed, and the matter is remanded to the trial court with directions that the Department of Children and Family Services provide notice to any identified tribe(s), the Area Director of the Bureau of Indian Affairs, and the Secretary of the Interior pursuant to the Indian Child Welfare Act. If no tribe indicates that Leonay B., is and Indian child, then the juvenile court is to reinstate its Welfare and Institutions Code section 366.26 findings and orders. The remittitur shall issue forthwith.

Spencer, P.J.

Ortega, J.

Vogel, J.

DIVISION TWO

B154552 People
 v.
 Shannon et al.

Filed order modifying opinion. Petitions for rehearing are denied. (No change in the judgment)

DIVISION THREE

B162749 Los Angeles County, D.C.S. (Not for Publication)
v.
Donald M.

The orders are affirmed.

Aldrich, J.

We concur: Klein, P.J.
Croskey, J.

B157885 People (Not for Publication)
v.
Hernandez, et al.

The judgments are affirmed.

Aldrich, J.

We concur: Klein, P.J.
Kitching, J.

B157751 Santa Monica Rent Control Board (Certified for Publication)
v.
Pearl Street, LLC, et al.

The orders from which the Board has appealed are reversed, and the cause is remanded for further proceedings consistent with the views expressed herein. Costs on appeal to the Board.

Croskey, Acting P.J.

We concur: Kitching, J.
Aldrich, J.

DIVISION FOUR

Court convened at 9:00 A..M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Curry, J. and S. Veverka, Deputy Clerk.

Each of the following:

B159618 People v. Maiden
B161999 DCFS v. Yvonne G.
B166026 Steven L. v. (SCLA) DCFS

Argument waived, cause submitted.

B159709 Delgadillo
 v.
 NFM Corporation, et al.

Merits:
Argued by Roger Jon Diamond for appellants and by Katharine H.
MacKenzie for respondent. Cause submitted.

B149552 People
 v.
 Smith

Merits:
Argued by Patricia A. Scott for appellant and by Erin Pitman for
respondent. Cause submitted.

B160084 People
 v.
 Winzer

Merits:
Argued by Carol K. Lysaght for appellant and by John Yang for
respondent. Cause submitted.

DIVISION FOUR (Continued)

B159872 People
 v.
 Norwood

Merits:
Argued by Mary Wells for appellant and by Lance E. Winters for
respondent. Cause submitted.

B157421 Garrett
 v.
 Young, et al.

Merits:
Argued by Christie Webb for appellant and by Robert C. Reback for
respondents. Cause submitted.

B157764 Nazarian
 v.
 Ananian

Merits:
Argued by Mohammad Nadim for appellant and by David P. Pruett for
respondent. Cause submitted.

B162664 Los Angeles County, D.C.S.
 v.
 Provosty W.

Merits:
Argued by Mark Massey for appellant and by William D. Thetford for
respondent and by Lisa A. DiGrazia for respondent minor. Cause
submitted.

DIVISION FOUR (Continued)

B160316 AS Engineering & Construction
v.
Los Angeles Unified School District

Merits:
Argued by William G. Schweizer for appellant and by Daniel D. McMillan
for respondent. Cause submitted.

B161477 Lieberman
v.
KCOP Television, Inc.

Merits:
Argued by Gary L. Bostwick for appellant and by Zev S. Brooks for
respondent. Cause submitted.

Court recessed.

Court reconvened at 1:30 P.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Curry, J. and S. Veverka, Deputy
Clerk.

Each of the following:

B158517 People v. Harvey
B160441 People v. Cruzata, Jr.
B162085 People v. Hurth
B153423 People v. Damion A.
B162781 DCFS v. Stefan K.
B158543 Soratorio v. Gonzalez
B158181 Sulimoff v. Sulimoff

Argument waived, cause submitted.

DIVISION FOUR (Continued)

B156658 BT Manufacturing, Inc.
 v.
 Edison Textiles, Inc., et al.

Merits:
Appellant waived oral argument. Appearance by Mark W. Flory for respondent. Cause submitted.

B159769 Green Valley Disposal Company
 v.
 Mission Insurance Company

Merits:
Argued by Bruce D. MacLeod for appellant and by Robert H. Nunnally, Jr., for respondent. Cause submitted.

B117225 In re Salazar on Habeas Corpus

Merits:
Argued by Gail Harper for petitioner and by Roy C. Preminger for respondent. Cause submitted.

Court adjourned.

DIVISION EIGHT

B161097 Los Angeles County, D.C.S. (Not for Publication)
 v.
 Eloy D.

The judgment is affirmed.

Boland, J.

We concur: Cooper, P.J.
 Rubin, J.

DIVISION EIGHT (Continued)

B157852 People (Not for Publication)
v.
Pina

The judgment is affirmed as to the convictions on counts two through four. That part of the judgment relating to the true finding on allegations of appellant's prior conviction for purposes of Penal Code sections 667, subdivisions (a) through (i), and 1170.12 is reversed and sentence is vacated; the cause remanded for retrial and resentencing. The trial court is also directed to correct appellant's pre-sentence credit award in conformity with this opinion.

Boland, J.

We concur: Cooper, P.J.
Rubin, J.

B158696 People (Not for Publication)
v.
Huang

Appellant is awarded an additional 35 days of presentence credit, for a total of 274 days. The trial court is directed to amend the abstract of judgment to reflect this credit award and indicate the following: appellant received a court trial, count 3 is a violation of Penal Code section 203, the length of the stayed sentence for count 3 is 8 years, and a five-year Penal Code section 12022.7 enhancement was imposed for count 2. In all other respects, the judgment is affirmed.

Boland, J.

We concur: Cooper, P.J.
Rubin, J.

B161139 People (Not for Publication)
v.
Evans

The judgment is affirmed.

Boland, J.

We concur: Cooper, P.J.
Rubin, J.

June 20, 2003 (Continued)

DIVISION EIGHT (Continued)

B149643 People (Not for Publication)
v.
Alarcon, et al.

The judgment is affirmed as to each appellant.

Boland, J.

We concur: Cooper, P.J.
Rubin, J.